## UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff,	Case Number <u>CR-07-70370</u> PV7
via y & U	ORDER OF DETENTION PENDING TRIAL
(illyandro hoos-duling efendant.	
	142(f), a detention hearing was held on 6/28, 200
Defendant was present, represented by his attorney	Immand. The United States was represented by
Assistant U.S. Attorney S. Knight.	
PART I. PRESUMPTIONS APPLICABLE	•
/ / The defendant is charged with an offense describe	d in 18 U.S.C. § 3142(f)(1) and the defendant has been
convicted of a prior offense described in 18 U.S.C. § 3142(f)(1)	) while on release pending trial for a federal, state or local
offense, and a period of not more than five (5) years has elapsed	I since the date of conviction or the release of the person from
imprisonment, whichever is later.	
	tion or combination of conditions will reasonably assure the
safety of any other person and the community.	a) fall of the format in Dank Efficiency and the first
' / There is probable cause based upon (the indictment defendant has committed an offense	t) (the facts found in Part IV below) to believe that the
	ent of 10 years or more is prescribed in 21 U.S.C. § 801 et
seq., § 951 et seq., or § 955a et seq., OR	and of to years of more is presented in 21 0.3.6. 9 801 et
B under 18 U.S.C. § 924(c): use of a firearm	during the commission of a felony
	ion or combination of conditions will reasonably assure the
appearance of the defendant as required and the safety of the cor	
At No presumption applies.	
PART II. REBUTTAL OF PRESUMPTIONS, IF APPLICABLE	
	ance to rebut the applicable presumption[s], and he therefore
will be ordered detained.	
/ / The defendant has come forward with evidence to re	ebut the applicable presumption[s] to wit:
	· · · · · · · · · · · · · · · · · · ·
Thus, the burden of proof shifts back to the United States	
PART III. PROOF (WHERE PRESUMPTIONS REBUTTED OR INAPI	
	the evidence that no condition or combination of conditions
will reasonably assure the appearance of the defendant as require	
will reasonably assure the safety of any other person and the com	ng evidence that no condition or combination of conditions
PART IV. WRITTEN FINDINGS OF FACT AND STATEMENT OF RE	
	in 18 U.S.C. § 3142(g) and all of the information submitted
at hearing and finds as follows: The defendant is that	
He is Undocumented. We have below	, , , , , , , , , , , , , , , , , , ,
Alestration Cards and a misdemean	TD card Welston He in the futher
of ine child and has custode of two	o others. His will or mai a lime
suith little equity. He has been	Drevierish deported to mexico.
although he has more this than mo	st defendants in his position his
Ammigration hold and the letterine	ty of another deportation makes hima
// Defendant, his attorney, and the AUSA have waived v	written findings. flight risk.
Part V. Directions Regarding Detention	
The defendant is committed to the custody of the Attorney Go	
corrections facility separate to the extent practicable from persons aw	
appeal. The defendant shall be afforded a reasonable opportunity for	
of the United States or on the request of an attorney for the Governme	nt, the person in charge of the corrections facility shall deliver

the defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.